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Pitney Bowes Global Financial Services LLC,
The Pitney Bowes Bank, Inc., and Wheeler
Financial from Pitney Bowes Inc.

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

PACIFIC OFFICE AUTOMATION INC.,
an Oregon corporation,

Plaintiff,

v.

PITNEY BOWES INC., a Delaware
corporation; PITNEY BOWES GLOBAL
FINANCIAL SERVICES LLC, a Delaware
limited liability company; THE PITNEY
BOWES BANK, INC., a federal banking
institution; and WHEELER FINANCIAL
FROM PITNEY BOWES INC., a Delaware
corporation,

Defendants.

Case No. 3:20-cv-00651-AC

**DECLARATION OF PHILIP S. VAN
DER WEELE IN SUPPORT OF
DEFENDANTS' RENEWED MOTION
TO COMPEL FURTHER
RESPONSES TO FIRST SET OF
INTERROGATORIES AND FIRST
REQUESTS FOR PRODUCTION OF
DOCUMENTS**

DECLARATION OF P. VAN DER WEELE
ISO RENEWED MOTION TO
COMPEL FURTHER RESPONSES

K&L Gates LLP
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I, Philip S. Van Der Weele, hereby declare under penalty of perjury:

1. I am a Partner at law firm K&L Gates LLP, located at One SW Columbia Street, Suite 1900, Portland, Oregon 97204.

2. I make this Declaration in support of Defendants' Renewed Motion to Compel Further Responses to First Set of Interrogatories and First Requests for Production of Documents from Plaintiff Pacific Office Automation Inc. ("POA").

3. I make the statements in this Declaration based on my personal knowledge and could and would testify competently thereto if called to do so.

4. Attached hereto as Exhibit A is a true and correct copy of a spreadsheet produced by POA on December 4, 2020, that identifies examples of documents responsive to certain interrogatories.

5. Attached hereto as Exhibit B is a true and correct copy of excerpts of Plaintiff's Response to Defendants' First Requests for Production, dated December 4, 2020. Pursuant to L.R. 37-1, only the relevant requests and responses are attached.

6. Attached hereto as Exhibit C is a true and correct copy of excerpts of Plaintiff's Supplemental Response to Defendants' First Requests for Production, dated April 20, 2021. Pursuant to L.R. 37-1, only the relevant requests and responses are attached.

7. Attached hereto as Exhibit D is a true and correct copy of excerpts of Plaintiff's Second Supplemental Response to Defendants' First Set of Interrogatories, dated July 23, 2021. Pursuant to L.R. 37-1, only the relevant requests and responses are attached.

8. Attached hereto as Exhibit E is a true and correct copy of an email that K&L Gates Partner Julie Anne Halter sent to POA's counsel (and to me) on September 24, 2020, and the PDF that was attached to that email, which contains K&L Gates' Production Format Requirements for electronically stored information. As the email notes, it was sent the same day that counsel held their FRCP 26(f) conference.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED this 2nd day of August, 2021.

By: s/Philip S. Van Der Weele
Philip S. Van Der Weele

CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of August, 2021, I caused to be served a copy of the foregoing DECLARATION OF PHILIP VAN DER WEELE IN SUPPORT OF DEFENDANTS' RENEWED MOTION TO COMPEL FURTHER RESPONSES TO FIRST SET OF INTERROGATORIES AND FIRST REQUESTS FOR PRODUCTION OF DOCUMENTS upon all counsel of record via the Court's CM/ECF electronic service system.

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DATED this 2nd day of August, 2021.

s/Philip S. Van Der Weele

Philip S. Van Der Weele, OSB #863650